

PROOF OF PUBLICATION

STATE OF UTAH)
) ss
COUNTY OF JUAB)

I, Allan R. Gibson, being first duly sworn, depose and say that I am the Publisher of The Times-News, a weekly newspaper of general circulation, published every week at Nephi City, Utah; that the notice attached hereto, and which is a part of

Proof No. 1 of 2
**NOTICE OF TENTATIVE
APPROVAL**

was published in said newspaper for
one issue, the publication having been made on the

October 24, 2001

that said notice was published in the regular and entire
issue of every number of the paper during the period
and times of publication, and that the same was
published in the newspaper proper and not in a
supplement.

SUBSCRIBED and sworn to before me
this 6/23/02

Annette J. Lovell
Notary Public, residing at Nephi, Juab County, Utah
ANNETTE J. LOVELL
NOTARY PUBLIC - STATE OF UT
53 EAST 300 SOUTH
NEPHI, UT 84648
COMM. EXP. 5-7-20

FORM NUMBER 152

BEFORE THE DIVISION OF
GAS AND MINING
DEPARTMENT OF NATURAL
SOURCES
STATE OF UTAH
IN THE MATTER OF TENTATIVE
DECISION TO APPROVE A REVISION TO
A LARGE MINING AND RECLAMATION
PLAN FOR ASH GROVE CEMENT
COMPANY'S LEAMINGTON PLANT,
JUAB COUNTY, UTAH
NOTICE OF TENTATIVE
DECISION TO APPROVE
NO. M/023/004

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTIONS 32, 33 AND 34, TOWNSHIP 14 SOUTH, RANGE 3 WEST, AND SECTIONS 3, 4 AND 5, TOWNSHIP 15 SOUTH, RANGE 3 WEST, SLBM, JUAB COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve a revision to a Large Mining Operations Notice of Intention for Ash Grove Cement Company's Leamington Plant. Mining activities will affect the following area: all or part of Sections 32, 33, and 34, Township 14 South, Range 3 West and part of Sections 3, 4 and 5, Township 15 South, Range 3 West, Juab County, Utah.

Ash Grove Cement has submitted a permit revision to expand their existing large mining project, currently permitted

at 273 acres. The operator will employ the following mining and reclamation techniques on approximately 669 acres of private land.

The person representing the company is Mr. Duane Crutchfield, Phone (435) 857-1212. Ash Grove Cement is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

During Operations:

Mining operations include drilling, blasting, loading broken rock, transportation of rock, crushing rock, and rock storage. Limestone, after being pulverized, is blended with other raw materials to produce kiln feed for the manufacture of Portland cement. All mining operations are conducted using conventional mining equipment, including drills, trucks, dozers, grader, crushers, feeder breakers, belt conveyors, and a stacker/reclaimer. The waste rock recovery for the life of the mine is estimated to be approximately 75%. The quarry life is estimated to be approximately 10 years.

After Operations: 100
All roads except for the loop that tends north from Highway 132 to railroad (the north road - 1.2 acres) a road that extends south from Highway 132 to the quarry (the South road - 1.2 acres) will be removed, ripped and claimed. During the process of mining a heavy chain will be dragged across the highwall face to remove any loose debris. A three foot high berm will be constructed on the edge of the bench low the highwall to catch any debris. Once the highwall or end wall has been stabilized it will not be disturbed any further. All surface water diversion structures and sediment ponds will be moved and the areas reclaimed. proposed waste rock stockpile will be constructed at a stable slope of 30 degrees. It will be revegetated with approved seed mix. All features, such as buildings, roads (except for the discussed above), pads, or other structures will be removed and the area claimed during the final reclamation process. Disturbed areas, except for open rock highwalls, will be graded, bilized and have topsoil replaced at depth, and amended with 5 ton per acre of composted manure. Areas not requiring 6 inches of topsoil will have suitable plant growth materials (fines) applied and amended with ten ton per acre of composted manure. All areas receiving topsoil or other plant growth materials will be seeded in either the fall (preferred) or spring. Disturbance will be ripped to reduce compaction, regraded to reestablish contours, drainage, and final graded to slopes suitable for the use of mobile equipment for the preparation of seedbeds and reclamation.

DATED THIS 19th day of October 2001

STATE OF UTAH
DIVISION OF OIL, GAS AND MINING

Lowell P. Braxton

Director

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